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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

BENEDICT VAN, HEREUARE, INC., and
ECITY, INC.

Defendants.

Case No. 12-CV-1743 HRL

DECLINATION TO PROCEED BEFORE
A MAGISTRATE JUDGE
AND
REQUEST FOR REASSIGNMENT TO A
UNITED STATES DISTRICT JUDGE

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

Dated: April 13, 2012

Respectfully submitted,

/s/ Jennifer J. Lee

JENNIFER J. LEE

Attorneys for Plaintiff

SECURITIES AND EXCHANGE COMMISSION

CERTIFICATE OF SERVICE

On April 13, 2012, I served the following document:

DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST
FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The document was delivered by e-mail and U.S. Mail to the following parties:

Steve Wurzburg, Esq.
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Counsel for Benedict Van, et al.

I certify under penalty of perjury that the foregoing is true and correct.

Executed on April 13, 2012.


Janet L. Johnston